

Town Board Meeting Agenda  
August 7, 2006  
Meeting No. 25

THIS MEETING IS BEING TAPE RECORDED

1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation - Daniel Amatura, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

<u>Procedure</u>	
1.	Raise your hand and be recognized by the Supervisor.
2.	Give your name and address to the Town Clerk.
3.	Speak directly to the Town Board members, not the audience, using the microphone provided.
4.	Speak on a single issue at a time. Individuals may address additional issues after all persons present have had an opportunity to be heard on their single issue.
5.	Each speaker is limited to <b>five (5) minutes</b> unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearing:*** 8:30 P.M. - Special Use Permit Application, Anthony Mattiaccio, Ziebart

6. ***Official Reports:***

7. ***Report of Town Board Committees:***

8. ***Presentations of prefiled resolutions by Council Members:***

1. Giza/ \_\_\_\_\_ Approve Minutes Of The Joint Meeting Of The Town Board And The Planning Board Held July 17, 2006 And The Regular Meeting of The Town Board Held July 17, 2006
2. Giza/ \_\_\_\_\_ Accept Street Lights Country Club Gardens Subdivision  
[Country Club Gardens Subdivision]
3. Stempniak/ \_\_\_\_\_ Set Public Hearing Re: Special Use Permit Application Jeff Schwartz (J & J Trucking Repair) Tractor Trailer Services  
[Special Use Permit: Schwartz, Jeff]
4. Ruffino/ \_\_\_\_\_ Accept Detention Basins Pleasant Meadows Subdivision I  
[Pleasant Meadows Subdivision I]
5. Stempniak/ \_\_\_\_\_ Set Public Hearing Re: Amend Zoning Map Petition Of Anthony Insinna For Doodle Bugs [Zoning Map: WNY Real Estate Group LLC ]
6. Stempniak/ \_\_\_\_\_ Authorize Subdivision Map Cover Filing Pleasant Meadows Patio Homes Subdivision [Pleasant Meadows Patio Homes Subdivision ]

7. Giza/ \_\_\_\_\_

Appoint Patrick O’Brien DARE Police Officer [O’Brien, Patrick]
8. Giza/ \_\_\_\_\_

Appoint James Robinson Police Lieutenant [Robinson, James] -also- Appoint William Karn Police Lieutenant [Karn, William]
9. Giza/ \_\_\_\_\_

Set Public Hearing Re: Amend V&T Ordinance Re: Stop & Yield Intersections Pleasant Meadows Subdivision I [Ordinance: V&T Stop & Yield Intersections]
10. Giza/ \_\_\_\_\_

Authorize Permit Street Lights Whispering Pines Subdivision [Whispering Pines Subdivision]
11. Giza/ \_\_\_\_\_

Confirm Membership Change Twin District VFC [Twin District VFC]
12. Stempniak/ \_\_\_\_\_

Amend Zoning Map Petition Re: Petition Of Federal Storage Of WNY Transit Road [Zoning Map: Meadowood Apts II]
13. Stempniak/ \_\_\_\_\_

Authorize Subdivision Map Cover Filing Nicholas Heights Subdivision [Nicholas Heights Subdivision]
14. Giza/ \_\_\_\_\_

Approve Audited Claims
15. Stempniak/ \_\_\_\_\_

Acknowledge Issuance Of Building Permits

**9. Presentation of Communications By Town Clerk:**  
(See Schedule Attached)

**10. Persons Addressing the Town Board (on any subject):**

The Town Board will hear the concerns of persons desiring to address the Town Board on any subject for a period of thirty (30) minutes.

**Procedure**

1. Raise your hand and be recognized by the Supervisor.

2. Give your name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak on a single issue at a time. Individuals may address additional issues after all persons present have had an opportunity to be heard on their single issue.

5. Each speaker is limited to **five (5) minutes** unless the Town Board grants a speaker an extension of this time limit.

**11. Adjournment:**

## COMMUNICATIONS & REPORTS:

411. NYS Dept. of Transportation to Town Attorney -  
Grants Town Lead Agency designation regarding Meadowood Apartments II, comments noted. DISPOSITION = Received & Filed
412. Site Development Manager, Kohl's Dept. Store to Town Clerk -  
Comments and requests regarding the Meadowood Apartments II. DISPOSITION = Planning Committee
413. Town Clerk to Town Board -  
Transmittal of Special Use Permit application for J&J Trucking, 6495 Transit Road. DISPOSITION = For Public Hearing
414. Concord Town Clerk to Erie County Legislators, Erie County Towns, Village & Cities -  
Transmittal of a resolution regarding the Legislature's proposed four year plan and a resolution supporting the termination of the Sales Tax Revenue Distribution Agreement. DISPOSITION = Received & Filed
415. Erie County Division of Sewerage Management to Dean Sutton Architects -  
Comments after review of Harris Hill Golf Center site plan. DISPOSITION = Planning Committee
416. Erie County Division of Sewerage Management to Senior Public Health Engineer -  
Comments after review of Pleasant Meadows Subdivision II plan. DISPOSITION = Planning Committee
417. Town of Aurora to Supervisor -  
Transmittal of resolution adopted by the Town Board supporting the termination of the Sales Tax Revenues Distribution Agreement. DISPOSITION = Received & Filed
418. Town of Alden to Supervisor -  
Transmittal of resolution adopted by the Town Board supporting the termination of the Sales Tax Revenues Distribution Agreement. DISPOSITION = Received & Filed
419. Town of Brant to Supervisor -  
Transmittal of resolution adopted by the Town Board supporting the termination of the Sales Tax Revenue Distribution Agreement. DISPOSITION = Received & Filed
420. Town Attorney to Town Board -  
Notification of dismissal of litigation action "Howell, et al. v. Supervisor and Council Members". DISPOSITION = Received & Filed
421. Wm. Schutt & Associates, PC to Town Board -  
Requests to be of assistance with the process to designate a section of Walden Avenue as a qualifying or access highway in the NYS Dept. of Transportation Index. DISPOSITION = Received & Filed
422. Planning Board Chairman to Town Board -  
Recommends rejection of Nicholas Heights Subdivision plan as submitted. DISPOSITION = Planning Committee
423. Erie County Fiscal Stability Authority to Supervisor -  
Notification of Meeting to be held July 26, 2006 at 2 PM at the Buffalo Niagara Convention Center. DISPOSITION = Received & Filed
424. Greater Buffalo-Niagara Regional Transportation Council to Supervisor -  
Notification of Meeting to be held August 2, 2006 at 9:30 AM at 181 Ellicott Street. DISPOSITION = Received & Filed
425. Sardinia Town Clerk to Supervisor -  
Transmittal of resolution adopted by the Town Board supporting the termination of the Sales Tax Revenue Distribution Agreement. DISPOSITION = Received & Filed
426. Director, Lancaster Town Band to Supervisor -  
Progress report on Band Shell Construction Project. DISPOSITION = Received & Filed

427. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Deputy Town Attorney, Highway Superintendent, Building Inspector -  
Draft copy of minutes of meeting held July 19, 2006. DISPOSITION = Received & Filed
428. Planning Board to Town Board -  
Recommend approval of rezone petition regarding proposed Child Day Care Center, 26 Rehm Road; conditions noted. DISPOSITION = Planning Committee
429. Planning Board to Town Board -  
Recommend approval of Preliminary Review regarding proposed Winding Way Three Lot Subdivision; conditions noted. DISPOSITION = Planning Committee
430. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak -  
Comments and concerns regarding Revised Final Plat Plan for proposed Nicholas Heights Subdivision. DISPOSITION = Planning Committee
431. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak -  
Statement regarding the Final Plat Plan for proposed Pleasant Meadows Patio Homes Subdivision. DISPOSITION = Planning Committee
432. Covanta Niagara, L.P. to Supervisor -  
Notice of price adjustment effective January 1, 2007. DISPOSITION = Received & Filed
433. Arthur A. Herdzik to Supervisor -  
Letter of recommendation to reappoint Joyce Molino as Chairman of the Board of Assessment Review. DISPOSITION = For January Reorganization Meeting
434. Captain Riccardo M. Zuppelli to Supervisor -  
Request ordinance for placement of stop signs in Pleasant Meadows Subdivision. DISPOSITION = For Resolution
435. Town of Lancaster Senior Games to Supervisor -  
Note of appreciation for assistance in Senior Games for 2006. DISPOSITION = Received & Filed
436. The Association of Towns of the State of New York to Supervisor -  
Letter of information regarding proposed legislation pertaining to the plea bargaining system for traffic tickets. DISPOSITION = Received & Filed
437. Fox & Company LLP to Supervisor -  
Transmittal of article from Lancaster Bee regarding Town's financial state. DISPOSITION = Received & Filed
438. Division President, Time Warner Cable to Town Clerk -  
Letter regarding take over of Adelphia Cable system. DISPOSITION = Received & Filed
439. Twin District Fire Co. to Town Clerk -  
Request for change in roster. DISPOSITION = Resolution 8/7/06
440. Town Attorney to Town Board, Planning Board -  
Notice of SEQR meeting to be held August 7, 2006 at 6:30 PM regarding proposed Meadowood Apartments II. DISPOSITION = Received & Filed
441. Town Clerk to Various News Media -  
Notice of SEQR meeting to be held August 7, 2006 at 6:30 PM regarding proposed Meadowood Apartments II. DISPOSITION = Received & Filed

442. Maria-Rose Frisina to Planning Board Chairman -  
Comments and concerns regarding rezone petition of Doodle Bugs Child Care, Rehm Road. DISPOSITION = Planning Committee
443. Susan Willis to Planning Board -  
Comments and concerns regarding rezone petition of Doodle Bugs Child Care, Rehm Road. DISPOSITION = Planning Committee
444. NY State Board of Real Property Services to Supervisor -  
Notice of certification of final State equalization rate for the town. DISPOSITION = Received & Filed
445. Eden Town Clerk to Erie County Executive -  
Transmittal of adopted resolution regarding the equitable distribution of the sales tax. DISPOSITION = Received & Filed
446. Markar Architectural Products to Supervisor -  
Notice of closing of the Markar plant on Ward Road as of October 5, 2006. DISPOSITION = Received & Filed
447. Division President, Time Warner Cable - Buffalo to Supervisor -  
Letter regarding changes in cable channel line-up. DISPOSITION = Received & Filed
448. U.S. Representative Thomas M. Reynolds to Supervisor -  
Transmittal of letter from Federal Communications Commission regarding application from Town for emergency communication frequencies. DISPOSITION = Received & Filed
449. Division President, Time Warner Cable - Buffalo to Supervisor -  
Notice of acquisition of cable franchise within the Town. DISPOSITION = Received & Filed
450. Director of Criminal Justice, State of New York to Supervisor -  
Notice of grant award from Operation IMPACT Tools to Lancaster Police Department. DISPOSITION = Received & Filed
451. Town Clerk to Supervisor -  
Transmittal of monthly report for July 2006. DISPOSITION = Received & Filed
452. Linguine's Italian Restaurant, Inc. to Town Clerk -  
Advisement of liquor license renewal application. DISPOSITION = Town Attorney





